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(202) 551-1788  
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February 10, 2005

**BY HAND DELIVERY**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
236 Massachusetts Avenue, N.E.  
Suite 110  
Washington, DC 20002

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27279.99596

FEB 10 2005

**Federal Communications Commission  
Office of Secretary**

**ATTN: Chief, Media Bureau**

Re: Petition for Rulemaking to Amend Section 73.606(b), Table of Allotments,  
Television Broadcast Stations. (Avalon, California)

Dear Madame Secretary:

Enclosed for filing on behalf of Pappas Southern California License, LLC, the licensee of analog television station KAZA-TV, NTSC Channel 54, Avalon, California, is a Petition for Rulemaking to Amend the Table of Allotments for Television Broadcast Stations, contained in Section 73.606(b) of the Commission's Rules.

If there are any questions regarding this matter, please do not hesitate to contact the undersigned.

Very truly yours,

  
W. Ray Rutngamlug  
for PAUL, HASTINGS, JANOFSKY & WALKER LLP

Enclosure

014  
MB 05-10

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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FEB 10 2005

Federal Communications Commission  
Office of Secretary

In the Matter of )  
 )  
Amendment of Section 73.606(b), ) MB Docket No. 05-\_\_\_\_\_  
Table of Allotments, ) RM-\_\_\_\_\_  
Television Broadcast Stations. )  
(Avalon, California) )

To: Chief, Media Bureau

**PETITION FOR RULEMAKING**

Pappas Southern California License, LLC ("Pappas" or "Petitioner"), the licensee of analog television station KAZA-TV, NTSC Channel 54, Avalon, California, by its undersigned counsel, hereby respectfully petitions the Commission to initiate a rulemaking proceeding for the purpose of amending the Table of Allotments for Television Broadcast Stations, 47 C.F.R. Section 73.606(b) (the "Table"). Petitioner requests the Commission issue for public comment a *Notice of Proposed Rulemaking* that will propose to amend the Table in the following manner:

Community	Channel No.	
	Present	Proposed
Avalon, California	54	54+

More specifically, Petitioner desires to change the frequency offset of its television channel allotment at Avalon, California from "zero" to "plus." As is set forth in this Petition for Rulemaking ("Petition"), the proposed change would ameliorate the

interference currently experienced by some of Station KAZA-TV's viewers, while having no deleterious impact on the broadcast operations of other stations. If the Table is amended in the manner set forth in this Petition, Petitioner hereby commits to apply promptly to the Commission for a modified authorization for Station KAZA-TV in order to reflect the proposed change, and promptly upon receiving such authorization to implement such change.

**Amending the Table is Necessary to Ameliorate Interference Experienced by KAZA-TV Viewers**

Petitioner has discovered that viewers in the southeastern portion of its service area are receiving interference from co-channel television station KAJB, Channel 54 in Calipatria, California. KAJB operates with the same "zero" offset as KAZA-TV. Petitioner believes that changing the offset of KAZA-TV to a "plus" offset designation will ameliorate this interference. Attached to this Petition as Appendix A is the Engineering Statement of Kevin T. Fisher of the firm of Smith and Fisher in Lake Ridge, Virginia, Petitioner's broadcast engineering consultant, dated January 28, 2005 ("Engineering Statement"). The Engineering Statement states that the proposed changing of KAZA-TV's frequency offset will ameliorate this interference, due to the significant resulting change in the desired-to-undesired interference ratio pertaining to instances where co-channel stations operate with different offsets.<sup>1</sup> In addition, the Engineering Statement establishes that there are no television stations currently operating on Channel

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<sup>1</sup> Engineering Statement, at p.1.

54 with a “plus” frequency offset within 340 kilometers of KAZA-TV, meaning that the proposed offset change will have no deleterious impact on any other co-channel station.<sup>2</sup>

**Amendment of the Table will Serve the Public Interest**

Amendment of the Table as proposed by Petitioner will serve the public interest by allowing Station KAZA-TV to better serve its viewers through ameliorating the interference experienced by those viewers, while at the same time avoiding any deleterious effects on other stations. Petitioner hereby commits promptly to apply to the Commission for a modified authorization for Station KAZA-TV in order to reflect the proposed change, and promptly upon receiving such authorization to implement such change, if the Table is amended in the manner set forth in this Petition.

For the reasons set forth hereinabove, Petitioner respectfully requests that the Commission initiate a rulemaking proceeding for the purpose of amending the Table in the manner set forth herein.

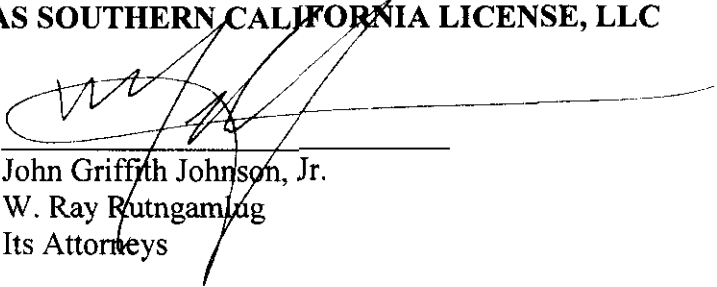
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<sup>2</sup> *Id.*

Respectfully submitted,

**PAPPAS SOUTHERN CALIFORNIA LICENSE, LLC**

By:



John Griffith Johnson, Jr.  
W. Ray Rutngamlug  
Its Attorneys

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February 10, 2005

## **APPENDIX A**

Engineering Statement of Kevin T. Fisher  
(January 28, 2005)

ENGINEERING STATEMENT

The engineering data contained herein have been prepared on behalf of PAPPAS SOUTHERN CALIFORNIA LICENSE, LLC ("Pappas"), licensee of Television Station KAZA-TV, Channel 54 in Avalon, California, in support of its Petition for Rulemaking to change the frequency offset of the allotment from "zero" to "plus".


Pappas has discovered that viewers in the southeastern portion of its service area are receiving interference from KAJB, Channel 54 in Calipatria, California. KAJB operates with the same offset ("zero") as KAZA-TV. It is believed that changing the offset of KAZA-TV to a "plus" designation will ameliorate the interference, due to the significant change in the desired-to-undesired interference ratio that pertains in instances where stations operate with different offsets.

In addition, a search of the television database reveals that there are no stations presently operating on Channel 54 with a "plus" offset within 340 kilometers of the KAZA-TV site. Therefore, the change in the KAZA-TV offset is not predicted to have a deleterious impact on any other co-channel station.

Accordingly, it is respectfully requested that the Commission change Section 73.606(b), the NTSC Table of Allotments, as follows:

<u>Community</u>	<u>Present Allotments</u>	<u>Proposed Allotments</u>
Avalon, California	54	54+

I declare, under penalty of perjury, that the foregoing statements are true and correct to the best of my knowledge and belief.

A handwritten signature in black ink, appearing to be 'K. T. Fisher', written over a horizontal line.

KEVIN T. FISHER

January 28, 2005